

REMARKS

The present Amendment responds to the Office Action dated October 4, 2007 having a shortened statutory period for response set to expire January 4, 2008. Filed concurrently herewith is a request for a one (1) month extension of time to respond, making the present Amendment timely if filed by February 4, 2008. Also filed herewith is a Notice of Appeal.

In the final Office Action, claims 1-4 and 6-12 are pending. At the outset, Applicants note with appreciation that the Examiner has concluded that the presently claimed invention differs from the art made of record, namely, the disclosure of the Badawnwh et al., Ferrarini et al. Armitage et al. and Collins et al. references. However, the claims have been rejected under 35 U.S.C. § 112, second paragraph, "as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention." With conceding the Examiner's position in this regard, and in effort to expedite allowance of this case, Applicants have amended the claims as the Examiner has suggested in the Office Action.

More particularly, with respect to the amendments set forth above, the Examiner will note the following:

- The occurrence of "moiety" has been deleted from claim 1;
- The occurrence of "(especially N-methyl)" and "(especially methyl)" have been deleted from claims 1, 2, 6, and 8.
- The occurrence of "any other plant growth medium" has been deleted from claim 12.

Applicants submit that the amendments to these claims are in compliance with 37 C.F.R. § 1.114 and should be entered. More particularly, these claim amendments comply with the Examiner's requirements, as specifically set forth in the final Office Action and thus place the application in condition for allowance.

Based upon the foregoing then, Applicants submit that the pending claims are in condition for allowance and the Examiner is courteously solicited to pass this application on to allowance. No other fees are believed to be payable at this time. However, the Commissioner is authorized to

debit any applicable fees from the deposit account of the undersigned, no 50-1676 in the name of
Syngenta Crop Protection, Inc.

Respectfully submitted,

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